

ACCO,(ASx),DISCOVERY,MANADR

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA (Western Division – Los Angeles)**  
**CIVIL DOCKET FOR CASE #: 2:17-cv-02778-RHW-AS**

American Civil Liberties Union of Southern California et al v.  
U.S. Department of Homeland Security et al  
Assigned to: Judge Robert H. Whaley  
Referred to: Magistrate Judge Alka Sagar  
Cause: 05:552 Freedom of Information Act

Date Filed: 04/12/2017  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**American Civil Liberties Union of  
Southern California**

represented by **Amy M Rose**  
ACLU of Nevada Foundation  
601 South Rancho Drive Suite B-11  
Las Vegas, NV 89106  
702-366-1536  
Fax: 702-366-1331  
Email: [rose@aclunv.org](mailto:rose@aclunv.org)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Brendan Nathaniel Charney**  
Davis Wright Termaine LLP  
865 South Figueroa Street Suite 2400  
Los Angeles, CA 90017-2566  
213-633-6800  
Fax: 213-633-6899  
Email: [brendancharney@dwt.com](mailto:brendancharney@dwt.com)  
**ATTORNEY TO BE NOTICED**

**Devon Erickson Porter**  
ACLU Foundation of Southern California  
1313 West 8th Street  
Los Angeles, CA 90017  
213-977-5224  
Email: [devon.porter@gmail.com](mailto:devon.porter@gmail.com)  
**ATTORNEY TO BE NOTICED**

**Mitra Ebadolahi**  
ACLU foundation of San Diego and  
Imperial Counties  
P O Box 87131  
San Diego, CA 92138-7131  
619-232-2121  
Fax: 619-232-0036  
Email: [mebadolahi@aclusandiego.org](mailto:mebadolahi@aclusandiego.org)  
**TERMINATED: 08/17/2017**

**Mohammad K Tajsar**  
ACLU Foundation of Southern California  
1313 West Eighth Street  
Los Angeles, CA 90017  
213.977.9500  
Fax: 213.977.5297  
Email: [MTajsar@aclusocal.org](mailto:MTajsar@aclusocal.org)  
**ATTORNEY TO BE NOTICED**

**Peter Bibring**  
ACLU Foundation of Southern California  
1313 West Eight Street  
Los Angeles, CA 90017  
213-977-9500

Fax: 213-977-5299  
Email: [pbibring@aclu-sc.org](mailto:pbibring@aclu-sc.org)  
*ATTORNEY TO BE NOTICED*

**Thomas Rohlfs Burke**  
Davis Wright Tremaine LLP  
505 Montgomery Street Suite 800  
San Francisco, CA 94111-3834  
415-276-6500  
Fax: 415-276-6599  
Email: [thomasburke@dwt.com](mailto:thomasburke@dwt.com)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**American Civil Liberties Union of Nevada**

represented by **Amy M Rose**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Brendan Nathaniel Charney**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Devon Erickson Porter**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Mitra Ebadolahi**  
(See above for address)  
*TERMINATED: 08/17/2017*

**Mohammad K Tajsar**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Peter Bibring**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Thomas Rohlfs Burke**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**U.S. Department of Homeland Security**

represented by **Matthew Skurnik**  
US Department of Justice  
Civil Division – Federal Programs Branch  
1100 L Street, NW  
Washington, DC 20005  
202-616-8188  
Fax: 202-616-8470  
Email: [matthew.skurnik@usdoj.gov](mailto:matthew.skurnik@usdoj.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Chetan A Patil**  
US Department of Justice  
Civil Division – Federal Programs Branch  
20 Massachusetts Avenue NW  
Washington, DC 20530  
202-305-4968

Fax: 202-616-8470  
 Email: [chetan.patal@usdoj.gov](mailto:chetan.patal@usdoj.gov)  
 TERMINATED: 12/13/2017

**Danielle Wolfson Young**  
 US Department of Justice  
 Civil Division – Federal Programs Branch  
 1100 L Street NW  
 Washington, DC 20530  
 202-616-2035  
 Fax: 202-616-8470  
 Email: [danielle.young2@usdoj.gov](mailto:danielle.young2@usdoj.gov)  
 TERMINATED: 09/07/2018

**Matthew Berns**  
 US Department of Justice  
 Civil Division – Federal Programs Branch  
 20 Massachusetts Avenue NW  
 Washington, DC 20530  
 202-616-8016  
 Fax: 202-616-8470  
 Email: [matthew.j.berns@usdoj.gov](mailto:matthew.j.berns@usdoj.gov)  
 TERMINATED: 08/21/2017  
 ATTORNEY TO BE NOTICED

### Defendant

**U.S. Customs and Border Protection**

represented by **Matthew Skurnik**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Chetan A Patil**  
 (See above for address)  
 TERMINATED: 12/13/2017

**Danielle Wolfson Young**  
 (See above for address)  
 TERMINATED: 09/07/2018

**Matthew Berns**  
 (See above for address)  
 TERMINATED: 08/21/2017  
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/12/2017	<u>1</u>	COMPLAINT Receipt No: 0973-19672354 – Fee: \$400, filed by Plaintiff American Civil Liberties Union of Southern California, American Civil Liberties Union of Nevada. (Attorney Thomas Rohlfs Burke added to party American Civil Liberties Union of Nevada(pty:pla), Attorney Thomas Rohlfs Burke added to party American Civil Liberties Union of Southern California(pty:pla))(Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>2</u>	CIVIL COVER SHEET filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>3</u>	Request for Clerk to Issue Summons on Civil Cover Sheet (CV-71) <u>2</u> , Complaint (Attorney Civil Case Opening), <u>1</u> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>4</u>	<i>Notice of Party with Pecuniary Interest and Corporate Disclosure Statement</i> NOTICE of Interested Parties filed by Plaintiffs American Civil Liberties Union of Nevada,

		American Civil Liberties Union of Southern California, (Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>5</u>	APPLICATION of Non-Resident Attorney Amy M. Rose to Appear Pro Hac Vice on behalf of Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California (Pro Hac Vice Fee – Fee Paid, Receipt No. 0973–1967 4974) filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Attachments: # <u>1</u> Proposed Order re Pro Hac Vice) (Attorney Brendan Nathaniel Charney added to party American Civil Liberties Union of Nevada(pty:pla), Attorney Brendan Nathaniel Charney added to party American Civil Liberties Union of Southern California(pty:pla)) (Charney, Brendan) (Entered: 04/12/2017)
04/12/2017	<u>6</u>	NOTICE OF ASSIGNMENT to District Judge Beverly Reid O'Connell and Magistrate Judge Alka Sagar. (esa) (Entered: 04/12/2017)
04/12/2017	<u>7</u>	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (esa) (Entered: 04/12/2017)
04/13/2017	<u>8</u>	30 DAY Summons issued re Complaint <u>1</u> as to defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (esa) (Entered: 04/13/2017)
04/19/2017	<u>9</u>	STANDING ORDER REGARDING NEWLY ASSIGNED CASES upon filing of the complaint by Judge Beverly Reid O'Connell. (rfi) (Entered: 04/19/2017)
04/21/2017	<u>10</u>	ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE PRO HAC VICE by Judge Beverly Reid O'Connell: granting <u>5</u> Non-Resident Attorney Amy Rose APPLICATION to Appear Pro Hac Vice on behalf of Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California, designating Brendan N Charney as local counsel. (jp) (Entered: 04/21/2017)
04/25/2017	<u>11</u>	PROOF OF SERVICE filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California, re Summons Request <u>3</u> , Complaint (Attorney Civil Case Opening), <u>1</u> Notice of Filing Proofs of Service of Summons and Complaint on U.S. Attorney for Central District of California served on April 13, 2017. (Burke, Thomas) (Entered: 04/25/2017)
05/03/2017	<u>12</u>	PROOF OF SERVICE filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California, re Summons Request <u>3</u> , Complaint (Attorney Civil Case Opening), <u>1</u> Notice of Filing Proof of Service of Summons and Complaint served on April 13, 2017 and April 24, 2017. (Burke, Thomas) (Entered: 05/03/2017)
05/08/2017	<u>13</u>	NOTICE of Appearance filed by attorney Chetan A Patil on behalf of Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (Attorney Chetan A Patil added to party U.S. Customs and Border Protection(pty:dft), Attorney Chetan A Patil added to party U.S. Department of Homeland Security(pty:dft))(Patil, Chetan) (Entered: 05/08/2017)
05/08/2017	<u>14</u>	NOTICE of Appearance filed by attorney Matthew Berns on behalf of Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (Attorney Matthew Berns added to party U.S. Customs and Border Protection(pty:dft), Attorney Matthew Berns added to party U.S. Department of Homeland Security(pty:dft))(Berns, Matthew) (Entered: 05/08/2017)
05/08/2017	<u>15</u>	NOTICE of Motion filed with the JPML to Transfer Action Pursuant to 28 U.S.C. 1407 filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit Exhibit 1 – Transfer Motion, # <u>3</u> Exhibit Exhibit 2 – Supporting Memorandum, # <u>4</u> Exhibit Exhibit 3 – Schedule of Actions)(Patil, Chetan) (Entered: 05/08/2017)
05/10/2017	<u>16</u>	EX PARTE APPLICATION to Extend Time to File Answer to 6/29/2017 re Complaint (Attorney Civil Case Opening), <u>1</u> filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Patil, Chetan) (Entered: 05/10/2017)

05/12/2017	<u>17</u>	ORDER by Judge Beverly Reid O'Connell: Upon consideration of Defendants' Unopposed Ex Parte Application, and for good cause showing, the Court ORDERS that Defendants' time to respond to the Complaint is extended to June 29, 2017. IT IS SO ORDERED. <u>16</u> (rfi) (Entered: 05/12/2017)
05/17/2017	<u>18</u>	NOTICE OF MOTION AND MOTION to Stay Case pending decision by Judicial Panel on Multidistrict Litigation on Defendants' Motion to Transfer filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Motion set for hearing on 6/26/2017 at 01:30 PM before Judge Beverly Reid O'Connell. (Attachments: # <u>1</u> Proposed Order) (Patil, Chetan) (Entered: 05/17/2017)
05/31/2017	<u>19</u>	NOTICE of Filing Opposition to Defendants' Motion to Transfer to District of Columbia for Consolidation filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Attachments: # <u>1</u> Exhibit Memorandum of Plaintiffs, 42 American Civil Liberties Union Affiliates, In Opposition to Defendants' Motion for Transfer to District of Columbia for Consolidation)(Burke, Thomas) (Entered: 05/31/2017)
06/05/2017	<u>20</u>	Opposition Opposition re: NOTICE OF MOTION AND MOTION to Stay Case pending decision by Judicial Panel on Multidistrict Litigation on Defendants' Motion to Transfer <u>18</u> <i>Opposition to Defendants' Motion to Stay Proceedings</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke, Thomas) (Entered: 06/05/2017)
06/06/2017	<u>21</u>	NOTICE Filing of JPML Reply Brief filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> JPML Reply Brief)(Berns, Matthew) (Entered: 06/06/2017)
06/06/2017	<u>22</u>	NOTICE of Errata filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. <i>Notice of Errata Concerning Plaintiffs' Opposition to Motion to Stay Proceedings</i> (Burke, Thomas) (Entered: 06/06/2017)
06/07/2017	<u>23</u>	NOTICE of Decision: Order Denying Motion to Stay Proceeding filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. <i>Plaintiffs' Notice of Supplemental Authority</i> (Burke, Thomas) (Entered: 06/07/2017)
06/12/2017	<u>24</u>	REPLY in support of NOTICE OF MOTION AND MOTION to Stay Case pending decision by Judicial Panel on Multidistrict Litigation on Defendants' Motion to Transfer <u>18</u> filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Patil, Chetan) (Entered: 06/12/2017)
06/19/2017	<u>25</u>	NOTICE of Decision: Motion to Stay in Related Case filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> District of Maine Order)(Patil, Chetan) (Entered: 06/19/2017)
06/21/2017	<u>26</u>	NOTICE of Decision: Order Denying Motion to Stay Proceedings filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. <i>Plaintiffs' Notice of Supplemental Authority</i> (Burke, Thomas) (Entered: 06/21/2017)
06/21/2017	<u>27</u>	MINUTES (IN CHAMBERS) by Judge Beverly Reid O'Connell: ORDER RE DEFENDANTS' MOTION TO STAY PROCEEDINGS PENDING DECISION ON MOTION TO TRANSFER <u>18</u> The Court GRANTS Defendants Motion. The Court hereby STAYS this Action for sixty (60) days. The parties shall submit a joint report to apprise the Court of this matters status upon either (1) the JPMLs ruling on the Transfer Motion, or (2) the expiration of the 60-day stay, whichever comes first. The hearingscheduled for June 26, 2017 is hereby VACATED.IT IS SO ORDERED. (rfi) (Entered: 06/21/2017)
08/03/2017	<u>28</u>	ORDER DENYING TRANSFER from the Judicial Panel on Multidistrict Litigation, MDL 2786, IT IS THEREFORE ORDERED that the motion for centralization of these actions is denied. (jp) (Entered: 08/04/2017)
08/17/2017	<u>29</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Mohammad K Tajsar counsel for Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Adding Mohammad Tajsar as counsel of

		record for Plaintiffs American Civil Liberties Union of Southern California, et al. for the reason indicated in the G-123 Notice. Filed by Plaintiff American Civil Liberties Union of Southern California, et al.. (Attorney Mohammad K Tajsar added to party American Civil Liberties Union of Nevada(pty:pla), Attorney Mohammad K Tajsar added to party American Civil Liberties Union of Southern California(pty:pla))(Tajsar, Mohammad) (Entered: 08/17/2017)
08/17/2017	<u>30</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Mitra Ebadolahi counsel for Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Mitra Ebadolahi is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by plaintiff American Civil Liberties Union of Southern California; American Civil Union of Nevada. (Ebadolahi, Mitra) (Entered: 08/17/2017)
08/18/2017	<u>31</u>	NOTICE Joint Report filed by defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Berns, Matthew) (Entered: 08/18/2017)
08/21/2017	<u>32</u>	NOTICE by Judge Beverly Reid O'Connell re: Joint Report <u>31</u> The Court ORDERS that the Stay in this action is lifted. Defendant is ORDERED to respond to the Complaint no later than August 29, 2017. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rfi) TEXT ONLY ENTRY (Entered: 08/21/2017)
08/21/2017	<u>33</u>	NOTICE of Appearance filed by attorney Danielle Wolfson Young on behalf of Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (Attorney Danielle Wolfson Young added to party U.S. Customs and Border Protection(pty:dft), Attorney Danielle Wolfson Young added to party U.S. Department of Homeland Security(pty:dft))(Young, Danielle) (Entered: 08/21/2017)
08/22/2017	<u>34</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Matthew Berns counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Matthew J. Berns is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendants U.S. Department of Homeland Security and U.S. Customs and Border Protection. (Berns, Matthew) (Entered: 08/22/2017)
08/29/2017	<u>35</u>	ANSWER to Complaint (Attorney Civil Case Opening), <u>1</u> .(Young, Danielle) (Entered: 08/29/2017)
08/30/2017	<u>36</u>	ORDER SETTING SCHEDULING CONFERENCE by Judge Beverly Reid O'Connell. READ THIS ORDER CAREFULLY. IT DIFFERS IN SOME RESPECTS FROM THE LOCAL RULES. This case has been assigned to Judge Beverly Reid O'Connell. This matter is set for a Scheduling Conference on 11/20/2017 at 01:30 PM before Judge Beverly Reid O'Connell. (jp) (Entered: 08/30/2017)
09/11/2017	<u>37</u>	REQUEST for Leave of Danielle W. Young to Appear for Scheduling Conference by Telephone filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Young, Danielle) (Entered: 09/11/2017)
09/14/2017	<u>38</u>	ORDER GRANTING DEFENDANTS' COUNSEL'S REQUEST TO APPEAR TELEPHONICALLY by Judge Beverly Reid O'Connell: The Court ORDERS that the request is granted and Danielle W. Young shall be permitted to appear telephonically. <u>37</u> (rfi) (Entered: 09/14/2017)
11/03/2017	<u>39</u>	ORDER OF THE CHIEF JUDGE (#17-110) approved by Chief Judge Virginia A. Phillips. Pursuant to the directive of the Chief U.S. District Judge and in accordance with the rules of this Court, the following cases are ordered transferred from the calendar of Judge Beverly Reid O'Connell to the calendar of Judge Robert H. Whaley for all further proceedings. Case now reads as 2:17-cv-02778 RHW(ASx). (rn) (Entered: 11/06/2017)
11/06/2017	<u>40</u>	TEXT ONLY ORDER (IN CHAMBERS) by Judge Robert H. Whaley. The Scheduling Conference, set for 11/20/2017, at 1:30 PM, is hereby CONTINUED to 12/1/2017, at 10:00 AM, before Judge Robert H. Whaley, in Courtroom 5B, U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Counsel shall appear on this new date and time. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS

		ENTRY. (jre) (Entered: 11/06/2017)
11/07/2017	<u>41</u>	TEXT ONLY ORDER (IN CHAMBERS) by Judge Robert H. Whaley: The Scheduling Conference, set for 12/1/2017, at 10:00 AM, is hereby MOVED in location from Courtroom 5B to Courtroom 6C, 6th Floor, U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Counsel shall appear in Courtroom 6C on 12/1/2017, at 10:00 AM. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 11/07/2017)
11/13/2017	<u>42</u>	JOINT REPORT Rule 26(f) Discovery Plan ; estimated length of trial TBD, filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California.. (Burke, Thomas) (Entered: 11/13/2017)
11/13/2017	<u>43</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Joint Report Rule 26(f) Discovery Plan <u>42</u> . The following error(s) was/were found: Case number is incorrect or missing. Other error(s) with document(s): The new case number is now 2:17cv02778-RHW (ASx). Please make sure to include the new judge initials on all future documents. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (shb) (Entered: 11/14/2017)
11/17/2017	<u>44</u>	TEXT ONLY ORDER by Judge Robert H. Whaley. The Scheduling Conference set for 12/1/2017 at 10:00 AM, is hereby CONTINUED BY ONE HOUR to 12/1/2017, at 11:00 AM, before Judge Robert H. Whaley, in Courtroom 6C, 6th Floor, U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Counsel shall appear on this date and new time. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 11/17/2017)
11/20/2017	<u>45</u>	REQUEST for Leave of Defendants' Counsel to Appear for Conference Telephonically U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Young, Danielle) (Entered: 11/20/2017)
11/20/2017	<u>46</u>	ORDER by Judge Robert H. Whaley: GRANTING <u>45</u> Motion for Leave of Danielle W. Young and Chetan A. Patil as Attorneys to Appear Telphonically for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (shb) (Entered: 11/21/2017)
11/21/2017	<u>47</u>	REQUEST for Order for Request for Relief from Lead Counsel Requirement filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Request set for hearing on 12/1/2017 at 11:00 AM before Judge Robert H. Whaley. (Attachments: # <u>1</u> Proposed Order) (Burke, Thomas) (Entered: 11/21/2017)
11/29/2017	<u>48</u>	ORDER GRANTING PLAINTFFS' REQUEST FOR RELEF FROM LEAD COUNSEL REQUIREMENT <u>47</u> by Judge Robert H. Whaley. IT IS HEREBY ORDERED: 1. Plaintiffs' request for relief, ECF No. 47, is GRANTED. 2. Associate counsel Brendan N. Charney is permitted to appear on behalf of lead counsel Thomas R. Burke at the scheduling conference on December 1, 2017, at 11:00 a.m. (jre) (Entered: 11/29/2017)
12/01/2017	<u>49</u>	MINUTES OF IN COURT AND TELEPHONIC Scheduling Conference held before Judge Robert H. Whaley. The COURT sets this matter on December 11, 2017 at 11:00 a.m. File any factual affidavits by next Wednesday. File replies by next Friday. The COURT gives counsel preliminary understanding. Court Reporter: Victoria Valine. (shb) (Entered: 12/01/2017)
12/04/2017	<u>50</u>	TEXT ONLY ORDER (IN CHAMBERS) by Judge Robert H. Whaley: The hearing in this action set for 12/11/2017, at 11:00 am, shall take place in Courtroom 5B, 5th Floor, U.S. Courthouse, 350. W. 1st Street, Los Angeles, CA 90012. Counsel shall appear at this location for hearing. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 12/04/2017)
12/06/2017	<u>51</u>	TEXT ONLY ORDER by Judge Robert H. Whaley. The continued Scheduling Conference and hearing re discovery, set for 12/11/2017, at 11:00 AM, shall now take place in Courtroom 6C, 6th Floor, U.S. Courthouse, 350 W. 1st Street, Los Angeles,

		CA 90012. Counsel shall appear at this new location. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 12/06/2017)
12/06/2017	<u>52</u>	NOTICE of DECLARATION FILING U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Declaration Exhibit 1 (Patrick Howard))(Young, Danielle) (Entered: 12/06/2017)
12/08/2017	<u>53</u>	DECLARATION of Brendan Charney <i>in Support of Plaintiffs' Request for a Production Order</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Charney, Brendan) (Entered: 12/08/2017)
12/08/2017	<u>54</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Matthew Skurnik counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Adding Matthew Skurnik as counsel of record for Department of Homeland Security, Customs and Border Protection for the reason indicated in the G-123 Notice. Filed by Defendant Customs and Border Protection, Department of Homeland Security. (Attorney Matthew Skurnik added to party U.S. Customs and Border Protection(pty:dft), Attorney Matthew Skurnik added to party U.S. Department of Homeland Security(pty:dft))(Skurnik, Matthew) (Entered: 12/08/2017)
12/08/2017	<u>55</u>	NOTICE of Errata re Exhibit C to the Declaration of Brendan Charney in Support of Plaintiffs' Request for a Production Order filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Charney, Brendan) (Entered: 12/08/2017)
12/08/2017	<u>56</u>	REQUEST for Order for Joint Request to Seal filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Request set for hearing on 12/11/2017 at 11:00 AM before Judge Robert H. Whaley. (Attachments: # <u>1</u> Proposed Order) (Charney, Brendan) (Entered: 12/08/2017)
12/11/2017	<u>57</u>	MINUTES OF MOTION Hearing <u>56</u> held before Judge Robert H. Whaley: COURT addresses counsel and summarizes understanding of case. 1,400 documents. COURT will issue an Order. Court Reporter: Cindy Nirenberg. (shb) (Entered: 12/11/2017)
12/12/2017	<u>58</u>	ORDER GRANTING JOINT REQUEST TO SEAL <u>56</u> by Judge Robert H. Whaley. See document for complete details. (jre) (Entered: 12/12/2017)
12/12/2017	<u>59</u>	DISREGARD PER <u>60</u> SEE <u>61</u> – ORDER SETTING PRODUCTION SCHEDULE by Judge Robert H. Whaley. SEE ORDER FOR FURTHER AND COMPLETE DETAILS. (jre) Modified on 12/13/2017 (jre). (Entered: 12/12/2017)
12/13/2017	<u>60</u>	NOTICE OF CLERICAL ERROR Re: Order at <u>59</u> . Document at <u>59</u> was not served upon the parties by CM/ECF. The clerk will refile the document to ensure proper service upon the parties. Docket entry <u>59</u> should be disregarded. (jre) (Entered: 12/13/2017)
12/13/2017	<u>61</u>	ORDER SETTING PRODUCTION SCHEDULE by Judge Robert H. Whaley. SEE ORDER FOR FURTHER AND COMPLETE DETAILS. (jre) (Entered: 12/13/2017)
12/13/2017	<u>62</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Chetan A Patil counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Chetan A. Patil is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendants U.S. Department of Homeland Security and U.S. Customs and Border Protection. (Patil, Chetan) (Entered: 12/13/2017)
03/14/2018	<u>63</u>	STATUS REPORT ( <i>JOINT</i> ) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 03/14/2018)
03/16/2018	<u>64</u>	ORDER FOR CONTINUANCE by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the stipulation and its own docket, the proceedings will be CONTINUED until May 11, 2018. The parties shall file an updated Joint Status Report on or before this date. (yl) (Entered: 03/19/2018)
05/11/2018	<u>65</u>	STATUS REPORT <i>Joint Status Report</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke,

		Thomas) (Entered: 05/11/2018)
05/15/2018	<u>66</u>	ORDER FOR CONTINUANCE by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the Joint Status Report and its own docket, the proceedings shall be CONTINUED until July 10, 2018. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 05/16/2018)
07/09/2018	<u>67</u>	STATUS REPORT ( <i>JOINT</i> ) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 07/09/2018)
07/25/2018	<u>68</u>	ORDER by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the Joint Status Report and its own docket, the proceedings shall be CONTINUED until August 30, 2018. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 07/30/2018)
08/30/2018	<u>69</u>	STATUS REPORT ( <i>JOINT</i> ) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 08/30/2018)
09/07/2018	<u>70</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Danielle Wolfson Young counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Danielle Wolfson Young is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendants U.S. Department of Homeland Security and U.S. Customs and Border Protection. (Young, Danielle) (Entered: 09/07/2018)
09/11/2018	<u>71</u>	ORDER by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the Joint Status Report and its own docket, the proceedings shall be CONTINUED until October 29, 2018. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 09/11/2018)
10/29/2018	<u>72</u>	STATUS REPORT ( <i>JOINT</i> ) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 10/29/2018)
11/05/2018	<u>73</u>	ORDER GRANTING CONTINUANCE by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. IT IS SO ORDERED: Parties joint request for a continuance, ECF No. 72, is GRANTED. The proceedings shall be CONTINUED until January 11, 2019. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 11/06/2018)
12/06/2018	<u>74</u>	NOTICE of Change of address by Matthew Skurnik attorney for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Changing attorneys address to 1100 L Street, NW, Washington, DC 20005. Filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 12/06/2018)
01/08/2019	<u>75</u>	EX PARTE APPLICATION to Stay Case pending Restoration of Appropriations filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Skurnik, Matthew) (Entered: 01/08/2019)
01/18/2019	<u>76</u>	ORDER by Judge Robert H. Whaley, re EX PARTE APPLICATION to Stay Case pending Restoration of Appropriations <u>75</u> . IT IS HEREBY ORDERED: Plaintiffs shall file a response to Defendants Ex Parte Application for Stay in Light of Lapse of Appropriations, ECF No. 75, no later than January 29, 2019. (shb) (Entered: 01/22/2019)